IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

MONDAY, THE 5TH FEBRUARY 2007 / 16TH MAGHA 1928

WP(C).No. 2889 of 2007(R)

PETITIONER:

C.S.SREEDEVI, D/O.PRABHAKARAN,
KURUKKAN PARAMBIL, IDUKKI COLONY P.O.,
VAZHATHOPPU, IDUKKI DISTRICT(PART TIME SWEEPER,
MODEL POLYTECHNIC, PAINAVU)

BY ADV. SRI.S.SUBHASH CHAND

RESPONDENTS:

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1. INSTITUTE OF HUMAN RESOURCES
DEVELOPMENT, PRAJO'S TOWERS, VAZHUTHACAUD,
THIRUVANANTHAPURAM, REPRESENTED BY ITS DIRECTOR.

2. THE DIRECTOR, INSTITUTE OF HUMAN
RESOURCES DEVELOPMENT, PRAJO'E TOWERS,
VAZHUTHACAUD, THIRUVANANTHAPURAM.

3. THE GOVERNING BODY OF INSTITUTE OF
HUMAN RESOURCES DEVELOPMENT, PRAJO'E TOWERS,
VAZHZUTHACAUD, THIRUVANANTHAPURAM,
REPRSENTED BY ITS CHAIRMAN.

BY ADV. SRI.S.SUJIN, SC, IHRD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 05/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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WP.(C) No.2889 OF 2007

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Dated this the 5th day of February, 2007

JUDGMENT

Case of the in brief is as follows:

Petitioner is working as part-time sweeper in the Model Polytechnic, Painavu under the first respondent. It is the feeder category for granting 10% internal promotion to the post Peon-cum-Watcher or other last grade post. The Committee by Ext.P2 considered the question as Sl. No.16 and directed the Director to place a proposal in regard to the appointment procedure available in the State service before the Governing Body. Being aggrieved by the delay in the matter, petitioner filed Ext.P4 representation and approached this court, and this court directed the Institute to take a decision in the matter. It resulted in Ext.P6 order passed by the Director. It is stated therein that the Director would submit the necessary proposal before the Governing Body without delay. It is stated further that in so far as the reservation under the 10% category ,the case of the petitioner will be considered as and when the turn arises.

2. I heard learned Standing Counsel for the respondents also.

The writ petition is disposed of as follows:

There will be a direction to the second respondent to place the necessary proposal as contemplated in Ext.P6 before the Governing Body as expeditiously as possible in regard to the promotion of part-time sweepers as originally contemplated in Ext.P2 within a period of 45 days from the date of receipt of a copy of this judgment. I find that Ext.P6 is dated 7.4.2006 and almost a year has gone by since Ext.P6 was issued. Upon placing the matter before the Governing Body, the Governing Body will take a decision in the matter within a period of 45 days from the date of the proposal being put up before it.

There will be a further direction to consider the case of the petitioner as against the reservation of 10% for employees of the Institute as contemplated in Ext.P6 since it is submitted by the petitioner that there are vacancies. A decision in this regard in accordance with law will be taken within a period of one month from the date of receipt of a copy of this judgment.

(K.M. JOSEPH, JUDGE)

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K.M.JOSEPH, JJ.

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W.A. No. OF

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JUDGMENT

Dated this the day of February, 2006.